

Senate Engrossed

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**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
Senate
Forty-ninth Legislature
First Special Session
2009

CHAPTER 1

SENATE BILL 1001

AN ACT

AMENDING LAWS 2007, CHAPTER 255, SECTION 15; MAKING APPROPRIATIONS AND BUDGET
REDUCTIONS, LIMITATIONS AND TRANSFERS FOR FISCAL YEAR 2008-2009.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Laws 2007, chapter 255, section 15 is amended to read:

3 Sec. 15. STATE BOARD FOR CHARTER SCHOOLS

	<u>2007-08</u>	<u>2008-09</u>
4 FTE positions	10.0	13.0
5 Lump sum appropriation	\$ 1,091,900	\$ 1,051,000
6 Fund sources:		
7 State general fund	\$ 1,091,900	\$ 1,051,000
8 Performance measures:		
9 Customer satisfaction survey (Scale 1-8)	7.5	7.5

10 ~~In addition to collecting data for the adopted performance measures,~~
 11 ~~the state board for charter schools shall conduct a survey of parents of~~
 12 ~~charter school pupils in order to establish parent quality ratings for every~~
 13 ~~charter school in this state.~~

14 Sec. 2. Laws 2008, chapter 285, section 14 is amended to read:

15 Sec. 14. DEPARTMENT OF PUBLIC SAFETY

	<u>2008-09</u>
17 FTE positions	2,114.8
18 Operating lump sum appropriation	\$191,253,100
19 GIITEM	31,799,700
20 Motor vehicle fuel	3,935,500
21 Sworn officer salary adjustments	<u>1,274,100</u>
22 Total appropriation - department of public	
23 safety	\$228,262,400
24 Fund sources:	
25 State general fund	\$ 59,121,500
26 Highway user revenue fund	84,949,500
27 State highway fund	41,050,500
28 Arizona highway patrol fund	21,620,000
29 Criminal justice enhancement fund	3,290,300
30 Safety enforcement and transportation	
31 infrastructure fund	1,564,100
32 Crime laboratory assessment fund	5,844,600
33 Arizona deoxyribonucleic acid	
34 identification system fund	3,623,200
35 Automated fingerprint identification	
36 system fund	3,299,200
37 Motorcycle safety fund	205,000
38 Risk management fund	296,200
39 Parity compensation fund	3,398,300

1 Performance measures:

2 Per cent of scientific analysis cases over
 3 30 calendar days old 3.0
 4 Per cent of system reliability of the Arizona
 5 automated fingerprint identification network 98
 6 Clandestine labs dismantled 50

7 Of the \$31,799,700 appropriated to GIITEM, \$10,000,000 is to be used
 8 for the multijurisdictional task force known as the gang and immigration
 9 intelligence team enforcement mission (GIITEM). If the department of public
 10 safety uses any of the monies appropriated for GIITEM for an agreement or
 11 contract with a city, town, county or other entity to provide services for
 12 the GIITEM program, the city, town, county or other entity shall provide not
 13 less than 15 per cent of the cost of the services and the department of
 14 public safety shall provide not more than 85 per cent of the cost for each
 15 agreement or contract. The distribution of these monies are contingent on
 16 the department of public safety entering into a 287 memorandum of
 17 understanding with the United States department of homeland security. The
 18 \$10,000,000 is to be used for functions relating to immigration enforcement,
 19 including border security and border personnel. As state and local law
 20 enforcement officers trained pursuant to a 287 memorandum of understanding
 21 come into contact with gang or suspected gang members and there is reason to
 22 believe that the individual has entered or remained in the United States
 23 illegally, the use of these monies is contingent on law enforcement agencies
 24 verifying the immigration status of these individuals and taking appropriate
 25 action that will not jeopardize an ongoing investigation or damage an
 26 informant relationship with a law enforcement agency. The \$10,000,000 is
 27 exempt from the provisions of section 35-190, Arizona Revised Statutes,
 28 relating to the lapsing of appropriations, except that all unexpended and
 29 unencumbered monies shall revert on June 30, 2009 2010. The department shall
 30 submit an expenditure plan to the joint legislative budget committee for
 31 review before expending any monies not identified in the department's previous
 32 expenditure plans. Within thirty days after the last day of each calendar
 33 quarter, the department shall provide a summary of quarterly and year-to-date
 34 expenditures and progress to the joint legislative budget committee. OF THIS
 35 \$10,000,000:

36 1. \$1,600,000 IS ALLOCATED TO THE SHERIFF'S OFFICE OF A COUNTY WITH A
 37 POPULATION OF MORE THAN TWO MILLION PERSONS.

38 2. \$1,600,000 IS ALLOCATED TO THE DEPARTMENT OF PUBLIC SAFETY FOR THE
 39 VIOLENT FELONY AND FUGITIVE TASK FORCE ESTABLISHED IN EXECUTIVE ORDER 2008-22
 40 FOR THE ACTIVITIES OF THE TASK FORCE. THIS TASK FORCE IS TO FUNCTION AS A
 41 PART OF GIITEM AS A MULTIJURISDICTIONAL STATEWIDE TASK FORCE. THE
 42 EXPENDITURE PLAN FOR THESE MONIES IS SUBJECT TO REVIEW BY THE JOINT
 43 LEGISLATIVE BUDGET COMMITTEE BEFORE EXPENDITURE.

1 Of the \$31,799,700 appropriated to GIITEM, \$10,045,900 is to be used
2 for one hundred department of public safety GIITEM personnel located anywhere
3 in this state. The additional staff shall include at least fifty sworn
4 department of public safety positions to be used for immigration enforcement
5 and border security and up to fifty department of public safety positions to
6 expand GIITEM's public awareness, investigation and intelligence efforts.
7 The additional positions would assist GIITEM in various efforts, including
8 arresting illegal aliens, responding to and investigating complaints of
9 employers hiring illegal aliens, investigating crimes of identity theft in
10 the context of hiring illegal aliens and the unlawful entry into the country
11 and taking enforcement action, as permitted under federal law and article VI
12 of the U.S. Constitution. As state and local law enforcement officers
13 trained pursuant to a 287 memorandum of understanding come into contact with
14 gang or suspected gang members and there is reason to believe that the
15 individual has entered or remained in the United States illegally, the use of
16 these monies is contingent on law enforcement agencies verifying the
17 immigration status of these individuals and taking appropriate action that
18 will not jeopardize an ongoing investigation or damage an informant
19 relationship with a law enforcement agency. The department shall submit an
20 expenditure plan to the joint legislative budget committee for review before
21 expending any monies not identified in the department's previous expenditure
22 plans. Within thirty days after the last day of each calendar quarter, the
23 department shall provide a summary of quarterly and year-to-date expenditures
24 and progress to the joint legislative budget committee.

25 It is the intent of the legislature that in fiscal year 2009-2010 the
26 remaining \$1,274,100 will be appropriated for sworn officer pay to complete
27 the five-year officer pay plan.

28 The operating lump sum appropriation includes a lump sum reduction of
29 \$(1,200,000). This reduction shall not be taken against any monies
30 appropriated to GIITEM or sworn officers.

31 Any monies remaining in the department of public safety joint account
32 on June 30, 2009 shall revert to the funds from which they were appropriated.
33 The reverted monies shall be returned in direct proportion to the amounts
34 appropriated.

35 Sec. 3. Appropriation reductions: fiscal year 2008-2009

36 Notwithstanding any other law, the following state general fund amounts
37 are reduced from appropriations made to state agencies in fiscal year
38 2008-2009 as listed below:

- 39 1. Department of administration - \$7,624,900.
- 40 2. Office of administrative hearings - \$128,500.
- 41 3. Arizona department of agriculture - \$1,164,000.
- 42 4. Arizona health care cost containment system - \$24,931,100.

43 Notwithstanding any other law, \$29,497,100 is reduced from federal
44 title XIX expenditure authority in fiscal year 2008-2009.

1 5. Commission on the arts - \$402,300.
2 6. Attorney general - \$1,500,000.
3 The attorney general shall report by April 1, 2009 estimated fiscal
4 year 2008-2009 revenues and expenditures for the legal services cost
5 allocation fund to the governor's office of strategic planning and budgeting
6 and the joint legislative budget committee staff. These two offices shall
7 jointly determine whether any shortfall exists in fund revenues in comparison
8 to ninety per cent of the attorney general's appropriation. If the two
9 offices report a shortfall to the governor, the speaker of the house of
10 representatives and the president of the senate by May 1, 2009, any lump sum
11 reduction for fiscal year 2008-2009 enacted for the attorney general's budget
12 after January 1, 2009 shall be adjusted downward by the amount of the
13 shortfall.
14 7. State capital postconviction defender office - \$87,100.
15 8. State board for charter schools - \$82,900.
16 9. Department of commerce - \$738,500.
17 10. Corporation commission - \$428,100.
18 11. State department of corrections - \$21,851,900.
19 12. Arizona criminal justice commission - \$117,200.
20 13. Arizona state schools for the deaf and the blind - \$738,000.
21 14. Department of economic security - \$83,301,400.
22 15. Department of education - \$9,582,000.
23 16. Department of emergency and military affairs - \$1,352,600.
24 17. Department of environmental quality - \$4,088,300.
25 18. State board of equalization - \$32,800.
26 19. Board of executive clemency - \$50,000.
27 20. Department of financial institutions - \$380,900.
28 21. Department of fire, building and life safety - \$358,700.
29 22. Arizona geological survey - \$110,300.
30 23. Government information technology agency - \$2,193,900.
31 24. Office of the governor - \$351,100.
32 25. Governor's office of strategic planning and budgeting - \$219,900.
33 26. Department of health services - \$26,157,500.
34 By May 1, 2009, the department of health services shall issue a request
35 for proposals for a statewide poison control center.
36 27. Arizona historical society - \$324,100.
37 28. Prescott historical society - \$76,300.
38 29. Arizona commission of Indian affairs - \$23,400.
39 30. Department of insurance - \$737,000.
40 31. Judiciary - supreme court - \$1,072,200.
41 32. Judiciary - court of appeals - \$50,400.
42 33. Judiciary - superior court - \$2,447,700.

- 1 34. Department of juvenile corrections - \$2,500,000.
- 2 35. State land department - \$2,944,800.
- 3 36. Auditor general - \$1,750,300.
- 4 37. Joint legislative budget committee - \$143,000.
- 5 38. Legislative council - \$541,500.
- 6 39. Arizona state library, archives & public records - \$737,900.
- 7 40. Senate - \$401,200.
- 8 41. Department of liquor licenses and control - \$347,500.
- 9 42. State mine inspector - \$62,400.
- 10 43. Department of mines and mineral resources - \$47,400.
- 11 44. Arizona navigable stream adjudication commission - \$18,100.
- 12 45. State board of nursing - \$69,700.
- 13 46. Arizona state parks board - \$4,656,100.
- 14 47. Personnel board - \$37,200.
- 15 48. Arizona pioneers' home - \$24,000.
- 16 49. Department of public safety - \$6,948,100.
- 17 50. Arizona department of racing - \$262,300.
- 18 51. Radiation regulatory agency - \$116,300.
- 19 52. State real estate department - \$423,700.
- 20 53. Department of revenue - \$7,391,900.
- 21 54. School facilities board - \$394,900.
- 22 55. Secretary of state - \$150,000.
- 23 56. State board of tax appeals - \$15,600.
- 24 57. Department of transportation - \$8,500.
- 25 58. State treasurer - \$275,400.
- 26 59. Universities - all campuses - \$141,500,000.

27 On or before March 2, 2009, the Arizona board of regents shall report
28 to the joint legislative budget committee the final allocation of the
29 \$141,500,000. The final allocation shall not increase differences in per
30 student funding among the universities.

- 31 60. Department of veterans' services - \$210,000.
- 32 61. Department of water resources - \$5,785,800.
- 33 62. Department of weights and measures - \$159,400.

34 Sec. 4. Transfer of fund monies to the state general fund;
35 fiscal year 2008-2009

36 A. Notwithstanding any other law, on or before June 30, 2009, the
37 following amounts from the funds or sources are transferred to the state
38 general fund for the purposes of providing adequate support and maintenance
39 for agencies of this state:

- 40 1. Arizona department of administration:
 - 41 Automation operations fund - \$629,900.
 - 42 Construction insurance fund - \$2,304,900.
 - 43 Corrections fund - \$318,100.
 - 44 Motor vehicle pool fund - \$349,500.
 - 45 Risk management fund - \$9,000,000.

1 Telecommunications fund - \$1,496,100.
2 Telecommunications fund -
3 infrastructure improvements account - \$3,328,000.
4 2. Department of agriculture:
5 Commercial feed fund - \$129,700.
6 Fertilizer materials fund - \$140,000.
7 Livestock custody fund - \$122,500.
8 Designated fund - \$258,600.
9 Arizona federal-state inspection fund - \$516,100.
10 Indirect cost recovery fund - \$171,600.
11 3. Arizona health care cost containment system:
12 AHCCCS fund 2120 - \$1,963,300.
13 Intergovernmental services fund - \$1,147,700.
14 Third party collections - \$195,700.
15 4. Arizona commission on the arts:
16 Arts endowment fund - \$5,347,700.
17 5. Attorney general:
18 Antitrust revolving fund - \$250,000.
19 6. Automobile theft authority:
20 Automobile theft authority fund - \$300,800.
21 7. Department of commerce:
22 Commerce development bond fund - \$1,142,700.
23 Commerce and economic development commission
24 fund - \$5,374,700.
25 Commerce workshops fund - \$273,900.
26 GADA revolving fund - \$3,158,000.
27 Job training fund - \$21,279,200.
28 Military installation fund - \$1,780,100.
29 8. Corporation commission:
30 Pipeline safety revolving fund - \$144,300.
31 Public access fund - \$239,200.
32 Investment management regulatory and enforcement
33 fund - \$567,900.
34 Securities regulatory and enforcement fund - \$357,700.
35 Utility regulation revolving fund - \$891,100.
36 9. Department of corrections:
37 Arizona correctional industries revolving fund - \$783,300.
38 Special services fund - \$909,400.
39 10. Arizona criminal justice commission:
40 Criminal justice enhancement fund - \$1,776,800.
41 Driving under the influence abatement fund - \$774,200.
42 11. Commission for the deaf and hard of hearing:
43 Telecommunication fund for the deaf - \$1,182,300.

- 1 12. Drug and gang prevention resource center:
 - 2 Drug and gang prevention resource center fund - \$170,300.
- 3 13. Department of economic security:
 - 4 Children and family services training fund - \$182,100.
 - 5 Domestic violence shelter fund - \$667,500.
 - 6 Long-term care system fund - \$6,872,100.
 - 7 Spinal and head injuries trust fund - \$439,100.
 - 8 Arizona training program at Phoenix fund - \$1,450,400.
 - 9 Industries for the blind fund - \$266,600.
- 10 14. Arizona department of education:
 - 11 E-learning fund - \$2,997,200.
- 12 15. Department of environmental quality:
 - 13 Air permits administration fund - \$2,588,400.
 - 14 Air quality fund - \$6,931,500.
 - 15 Emissions inspection fund - \$5,600,000.
 - 16 Greenfields program fund - \$165,000.
 - 17 Indirect cost recovery fund - \$2,761,500.
 - 18 Monitoring assistance fund - \$449,100.
 - 19 Recycling fund - \$390,800.
 - 20 Underground storage tank fund - \$495,900.
 - 21 Voluntary vehicle repair and retrofit program
 - 22 fund - \$530,600.
 - 23 Water quality assurance revolving fund - \$8,900,000.
 - 24 Water quality fee fund - \$500,000.
- 25 16. Arizona exposition and state fair board:
 - 26 Arizona exposition and state fair fund - \$1,817,900.
- 27 17. Department of financial institutions:
 - 28 Arizona escrow guarantee fund - \$1,922,200.
 - 29 Receivership revolving fund - \$1,216,800.
- 30 18. Game and fish department:
 - 31 Watercraft licensing fund - \$725,000.
 - 32 Wildlife restoration and enhancement fund - \$145,000.
- 33 19. Government information technology agency:
 - 34 Information technology fund - \$312,000.
 - 35 State web portal fund - \$529,000.
 - 36 IGA and ISA fund - \$154,100.
- 37 20. Office of the governor:
 - 38 Nonlapsing fund - \$567,600.
- 39 21. Department of health services:
 - 40 Child fatality review fund - \$186,900.
 - 41 Emergency medical services operating fund - \$377,600.
 - 42 Environmental lab licensure revolving fund - \$115,400.
 - 43 Indirect cost fund - \$1,129,900.

1 Newborn screening program fund - \$1,334,500.
2 Nursing care institution protection fund - \$353,700.
3 Substance abuse services fund - \$204,300.
4 Vital records electronic systems revolving fund - \$687,200.
5 22. Arizona department of housing:
6 Housing program fund - \$2,906,300.
7 Housing trust fund - \$17,562,000.
8 23. Industrial commission:
9 Industrial commission revolving fund - \$109,500.
10 Industrial commission special fund - \$3,280,900.
11 24. Department of insurance:
12 Arizona property and casualty insurance guaranty
13 fund - \$13,979,000.
14 Life and disability insurance guaranty fund - \$15,613,400.
15 Insurance examiners' revolving fund - \$163,000.
16 25. Judiciary - supreme court:
17 Alternative dispute resolution fund - \$218,200.
18 State aid to the courts fund - \$719,000.
19 Criminal justice enhancement fund - \$1,048,200.
20 Lengthy trial fund - \$207,000.
21 Confidential intermediary and fiduciary fund - \$134,600.
22 Court appointed special advocate fund - \$313,400.
23 Defensive driving school fund - \$168,600.
24 Judicial collection enhancement fund - \$416,900.
25 26. Judiciary - superior court:
26 Criminal justice enhancement fund - \$1,048,200.
27 Drug treatment and education fund - \$592,800.
28 Judicial collection enhancement fund - \$528,300.
29 27. Department of juvenile corrections:
30 Criminal justice enhancement fund - \$37,000.
31 28. State land department:
32 Community protection initiative fund - \$940,200.
33 29. Auditor general:
34 Nonlapsing fund - \$2,200,000.
35 30. House of representatives:
36 Nonlapsing fund - \$4,000,000.
37 31. Joint legislative budget committee:
38 Nonlapsing fund - \$1,305,300.
39 32. Legislative council:
40 Nonlapsing fund - \$967,700.
41 33. Arizona state library, archives and public records:
42 Records services fund - \$261,800.
43 Nonlapsing fund - \$121,000.
44 State library fund - \$100,000.

- 1 34. Arizona state lottery commission:
 - 2 State lottery fund - \$4,898,500.
- 3 35. Parents commission on drug education and prevention:
 - 4 Drug treatment and education fund - \$828,100.
- 5 36. Arizona state parks board:
 - 6 Law enforcement and boating safety fund - \$500,000.
 - 7 Off-highway vehicle recreation fund - \$436,300.
 - 8 State lake improvement fund - \$10,154,200.
 - 9 State parks enhancement fund - \$4,664,000.
- 10 37. Commission for postsecondary education:
 - 11 Early graduation scholarship fund - \$2,985,800.
- 12 38. Arizona power authority:
 - 13 Arizona power authority general operating fund - \$1,000,000.
 - 14 Fund deposits fund - \$1,000,000.
- 15 39. Department of public safety:
 - 16 Criminal justice enhancement fund - \$687,200.
 - 17 Peace officers training - \$433,900.
 - 18 DPS administration fund - \$685,400.
 - 19 DPS licensing fund - \$196,400.
 - 20 Joint fund - \$1,489,000.
 - 21 Records processing fund - \$324,600.
 - 22 Sex offender monitoring fund - \$50,000.
 - 23 Highway patrol fund - \$1,490,800.
- 24 40. Arizona department of racing:
 - 25 Arizona breeders award fund - \$204,700.
 - 26 County fairs racing betterment fund - \$215,100.
- 27 41. State real estate department:
 - 28 Real estate recovery fund - \$182,000.
- 29 42. Department of revenue:
 - 30 Client county equipment capitalization fund - \$147,500.
 - 31 Escheated estates fund - \$189,600.
 - 32 Estate and unclaimed property fund - \$1,125,000.
 - 33 Liability set-off fund - \$123,500.
- 34 43. School facilities board:
 - 35 Building renewal grant fund - \$13,000,000.
 - 36 School facilities revenue bond debt service fund - \$1,616,000.
 - 37 State school trust revenue bond debt service fund - \$582,200.
- 38 44. Office of tourism:
 - 39 Tourism fund - \$200,000.
- 40 45. Department of transportation:
 - 41 Transportation department equipment fund - \$3,978,500.
 - 42 Arizona highways magazine fund - \$1,056,700.
 - 43 Economic strength project fund - \$1,219,400.
 - 44 State aviation fund - \$3,464,100.
 - 45 Vehicle inspection and title enforcement fund - \$407,100.

- 1 46. Department of veterans' services:
2 Veterans' cemetery fund - \$243,200.
- 3 47. Department of water resources:
4 Arizona water banking fund - \$9,196,600.
5 Arizona water protection fund - \$2,022,600.
6 Indirect cost recovery fund - \$600,900.
7 Arizona water quality fund - \$279,300.
8 Augmentation and conservation assistance fund - \$354,700.
9 Dam repair fund - \$645,900.
- 10 48. Budget stabilization fund - \$130,000,000.
- 11 B. Agencies listed shall reduce expenditures from the listed funds
12 accordingly in order to ensure a sufficient fund balance for these fund
13 transfers.
- 14 C. The fund transfers in this section shall be made as soon as is
15 practicable to avoid a shortfall in each fund. On or before March 15, 2009,
16 the governor's office of strategic planning and budgeting shall report to the
17 joint legislative budget committee on any fund transfers that have not been
18 fully made as of February 28, 2009. For each fund transfer not fully made as
19 of March 1, 2009, the report shall list when the fund transfer will be
20 completed or additional steps required to make the full fund transfer.
- 21 Sec. 5. Expenditure reductions; transfers; fiscal year
22 2008-2009
- 23 A. Notwithstanding any other law, the following agencies shall reduce
24 expenditures in the stated amounts and, on or before June 30, 2009, the
25 following shall be transferred to the state general fund:
- 26 1. Arizona department of administration:
27 Admin - AFIS II collections fund - \$400,000.
28 Air quality fund - \$42,500.
29 Automation operations fund - \$1,210,600.
30 Construction insurance fund - \$672,800.
31 Co-op state purchasing fund - \$54,600.
32 Corrections fund - \$137,600.
33 Capital outlay stabilization fund - \$1,300,000.
34 Motor vehicle pool fund - \$876,600.
35 Personnel division fund - \$935,600.
36 Special services revolving fund - \$108,600.
37 State surplus materials fund - \$213,400.
38 Telecommunications fund - \$530,800.
- 39 2. Department of agriculture:
40 Designated fund - \$33,600.
41 Egg inspection fund - \$44,900.
42 Arizona federal-state inspection fund - \$171,400.

- 1 3. Attorney general:
 - 2 Collection enforcement revolving fund - \$248,200.
- 3 4. Department of commerce:
 - 4 Commerce and economic development commission fund - \$153,500.
 - 5 Commerce workshops fund - \$25,800.
 - 6 GADA revolving fund - \$27,800.
 - 7 Arizona job training fund - \$925,000.
 - 8 Military installation fund - \$286,100.
- 9 5. Corporation commission:
 - 10 Investment management regulatory and enforcement
 - 11 fund - \$46,400.
 - 12 Securities regulatory and enforcement fund - \$197,300.
- 13 6. State department of corrections:
 - 14 Alcohol abuse treatment fund - \$30,000.
 - 15 Indirect cost recovery fund - \$61,200.
 - 16 State DOC revolving transition fund - \$170,500.
- 17 7. Arizona criminal justice commission:
 - 18 State aid to indigent defense fund - \$49,600.
- 19 8. Commission for the deaf and the hard of hearing:
 - 20 Telecommunication fund for the deaf - \$272,100.
- 21 9. Drug and gang prevention resource center:
 - 22 Drug and gang prevention resource center fund - \$44,700.
- 23 10. Department of economic security:
 - 24 Domestic violence shelter fund - \$120,000.
 - 25 Long-term care system fund - \$1,434,000.
 - 26 Public assistance collections fund - \$25,800.
 - 27 Special administration fund - \$78,700.
 - 28 Spinal and head injuries trust fund - \$148,000.
- 29 11. Arizona department of education:
 - 30 Education internal services fund - \$426,000.
 - 31 Education production revolving fund - \$108,500.
 - 32 English learner classroom personnel fund - \$11,100.
- 33 12. Department of environmental quality:
 - 34 Air quality fund - \$317,400.
 - 35 Indirect cost recovery fund - \$637,400.
 - 36 Monitoring assistance fund - \$37,000.
 - 37 Recycling fund - \$116,300.
 - 38 Solid waste fee fund - \$75,200.
 - 39 Underground storage tank fund - \$1,910,600.
 - 40 Voluntary vehicle repair and retrofit program fund - \$52,300.
- 41 13. Arizona exposition and state fair board:
 - 42 Arizona exposition and state fair fund - \$815,000.

- 1 14. Department of financial institutions:
2 Revolving fund - \$60,400.
- 3 15. Arizona game and fish department:
4 Off-highway vehicle recreation fund - \$37,100.
5 Watercraft licensing fund - \$198,700.
- 6 16. Office of the governor:
7 County fairs livestock and agricultural promotion
8 fund - \$60,300.
9 Prevention of child abuse fund - \$31,500.
- 10 17. Government information technology agency:
11 Information technology fund - \$184,100.
- 12 18. Department of health services:
13 Emergency medical services operating fund - \$299,200.
14 Indirect cost fund - \$453,800.
15 Newborn screening program fund - \$340,300.
16 Substance abuse services fund - \$125,000.
17 Vital records electronic systems revolving fund - \$25,000.
- 18 19. Department of housing:
19 Housing program fund - \$227,500.
20 Housing trust fund - \$3,229,500.
- 21 20. Industrial commission:
22 Industrial commission special fund - \$1,404,100.
- 23 21. Department of insurance:
24 Insurance examiners' revolving fund - \$241,200.
25 Captive insurance regulatory and supervision fund - \$25,500.
- 26 22. Judiciary - supreme court:
27 Alternative dispute resolution fund - \$37,300.
28 Court appointed special advocate fund - \$172,500.
29 Criminal justice enhancement fund - \$152,700.
30 Public defender training fund - \$35,500.
- 31 23. Judiciary - superior court:
32 Criminal justice enhancement fund - \$440,000.
33 Drug treatment and education fund - \$197,400.
34 Judicial collection enhancement fund - \$171,100.
- 35 24. Department of juvenile corrections:
36 Criminal justice enhancement fund - \$34,300.
37 Indirect cost recovery fund - \$37,000.
- 38 25. State land department:
39 Fire suppression fund - \$1,000,000.
- 40 26. Arizona state library, archives and public records:
41 Records services fund - \$33,800.

- 1 27. Arizona state lottery commission:
2 State lottery fund - \$440,800.
- 3 28. Parents commission on drug education and prevention:
4 Drug treatment and education fund - \$248,600.
- 5 29. Arizona state parks board:
6 Heritage fund - \$1,909,300.
7 Off-highway vehicle recreation fund - \$118,400.
8 Reservation surcharge revolving fund - \$27,600.
9 State lake improvement fund - \$207,500.
10 State parks enhancement fund - \$413,000.
- 11 30. Commission for postsecondary education:
12 Early graduation scholarship fund - \$28,900.
- 13 31. Department of public safety:
14 Board of fingerprinting fund - \$30,000.
15 Public safety equipment fund - \$125,000.
16 Records processing fund - \$175,400.
- 17 32. Residential utility consumer office:
18 Residential utility consumer office revolving fund - \$122,000.
- 19 33. Department of revenue:
20 Estate and unclaimed property fund - \$170,200.
- 21 34. Department of transportation:
22 Economic strength project fund - \$50,000.
23 Arizona highways magazine fund - \$323,900.
24 Motor vehicle liability insurance enforcement fund - \$121,000.
25 Transportation department equipment fund - \$1,607,700.
- 26 35. Department of veterans' services:
27 Military installation fund - \$1,729,100.
- 28 36. Department of water resources:
29 Water protection fund - \$175,600.
30 Arizona water banking fund - \$387,300.
31 Arizona water quality fund - \$28,100.
32 Assured and adequate water supply fund - \$56,200.
33 Augmentation and conservation assistance fund - \$99,800.
34 Indirect cost recovery fund - \$81,700.
35 Well administration and enforcement - \$39,400.
- 36 37. Department of weights and measures:
37 Air quality fund - \$78,400.

38 B. The fund transfers in this section shall be made as soon as is
39 practicable to avoid a shortfall in each fund. On or before March 15, 2009,
40 the governor's office of strategic planning and budgeting shall report to the
41 joint legislative budget committee on any fund transfers that have not been
42 fully made as of February 28, 2009. For each fund transfer not fully made as
43 of March 1, 2009, the report shall list when the fund transfer will be
44 completed or additional steps required to make the full fund transfer.

1 Sec. 6. Expenditure reductions; personnel expenses; fiscal year
2 2008-2009

3 Notwithstanding any other law, the following state general fund amounts
4 are reduced from appropriations made to state agencies for personnel expenses
5 and related benefit costs in fiscal year 2008-2009 as listed below:

- 6 1. Department of administration - \$441,200.
- 7 2. Office of administrative hearings - \$38,300.
- 8 3. Arizona department of agriculture - \$308,600.
- 9 4. Arizona health care cost containment system - \$1,746,400.
- 10 5. Commission on the arts - \$20,900.
- 11 6. State capital postconviction defender office - \$24,800.
- 12 7. State board for charter schools - \$22,600.
- 13 8. Department of commerce - \$134,700.
- 14 9. Corporation commission - \$147,500.
- 15 10. Department of economic security - \$5,121,700.
- 16 11. Department of education - \$493,300.
- 17 12. Department of emergency and military affairs - \$165,800.
- 18 13. Department of environmental quality - \$305,700.
- 19 14. State board of equalization - \$20,900.
- 20 15. State department of financial institutions - \$123,500.
- 21 16. Department of fire, building and life safety - \$99,800.
- 22 17. Arizona geological survey - \$29,400.
- 23 18. Government information technology agency - \$33,300.
- 24 19. Governor's office of strategic planning and budgeting - \$79,000.
- 25 20. Department of health services - \$1,328,600.
- 26 21. Prescott historical society - \$23,400.
- 27 22. Arizona historical society - \$89,000.
- 28 23. Department of insurance - \$215,900.
- 29 24. State land department - \$504,600.
- 30 25. Legislature:
 - 31 Auditor general - \$572,900.
 - 32 Legislative council - \$148,500.
 - 33 Arizona state library, archives and public record - \$199,300.
- 34 26. Department of liquor licenses and control - \$95,500.
- 35 27. State mine inspector - \$38,500.
- 36 28. Department of mines and mineral resources - \$17,400.
- 37 29. Arizona navigable stream adjudication commission - \$2,600.
- 38 30. State parks board - \$196,900.
- 39 31. Personnel board - \$6,100.
- 40 32. Commission of postsecondary education - \$7,700.
- 41 33. Department of public safety - \$1,104,200.
- 42 34. Arizona department of racing - \$80,800.

- 1 35. Radiation regulatory agency - \$55,300.
- 2 36. State real estate department - \$126,100.
- 3 37. Department of revenue - \$2,093,500.
- 4 38. School facilities board - \$56,800.
- 5 39. State board of tax appeals - \$10,800.
- 6 40. Office of tourism - \$100,600.
- 7 41. Department of transportation - \$3,600.
- 8 42. State treasurer - \$78,300.
- 9 43. Department of veterans' services - \$218,000.
- 10 44. Department of water resources - \$440,000.
- 11 45. Department of weights and measures - \$46,300.
- 12 Sec. 7. Personnel appropriations; fiscal year 2008-2009;
- 13 revertment

14 Notwithstanding any other law, \$10,854,200 is reduced from other state
15 funds that were appropriated to state agency units in fiscal year 2008-2009
16 and from nonfederal nonappropriated funds for personnel expenses and related
17 benefit costs and is transferred to the state general fund for the purposes
18 of providing adequate support and maintenance for agencies of this state.
19 The joint legislative budget committee staff shall determine and the
20 department of administration shall allocate to each agency or department the
21 amount of reduction for each agency's fund.

22 Sec. 8. Federal assistance; reductions; appropriations

23 Notwithstanding any other law, if this state receives federal
24 assistance through an increase in federal matching monies:

25 1. The following state general fund amounts are reduced from
26 appropriations made to state agencies in fiscal year 2008-2009 as listed
27 below:

- 28 (a) Arizona health care cost containment system - \$359,648,000.
- 29 (b) Department of economic security - \$59,623,900.
- 30 (c) Department of health services - \$80,728,100.

31 2. The following additional amounts are appropriated to state agencies
32 in fiscal year 2008-2009 from federal title XIX expenditure authority as
33 listed below:

- 34 (a) Arizona health care cost containment system - \$359,648,000.
- 35 (b) Department of economic security - \$59,623,900.
- 36 (c) Department of health services - \$80,728,100.

37 Sec. 9. Appropriation reductions; fiscal year 2008-2009

38 The following state general fund amounts are reduced from
39 appropriations made to state agencies in fiscal year 2008-2009 as listed
40 below, to the extent that appropriate statutory changes are adopted:

- 41 1. Arizona health care cost containment system \$117,000

42 Notwithstanding any other law, \$225,900 is reduced from federal title
43 XIX expenditure authority in fiscal year 2008-2009.

2 The community college reduction includes a reduction of \$9,000,000 for
3 operating state aid. The reduction in operating state aid shall be allocated
4 among the individual community colleges on a pro rata basis based on the
5 proportion of operating state aid funding that each college would receive
6 under full formula funding for fiscal year 2008-2009.

8 For the purposes of the legislature's lump sum reduction to the
9 department of economic security, the department shall not reduce or eliminate
10 the autism treatment line items of \$2,300,000. These services are a part of
11 a three-year pilot program that shall not extend beyond fiscal year
12 2009-2010.

15	6. Judiciary - superior court	\$ 838,200
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8 A. Notwithstanding Laws 2007, chapter 260, section 6, as amended by
9 Laws 2008, chapter 291, section 7, the appropriation to the department of
10 commerce for the Arizona twenty-first century competitive initiative fund is
11 reduced by \$22,500,000 from the state general fund in fiscal year 2008-2009.

27 The sum of \$7,000,000 in interest earnings on the early childhood
28 development and health fund is transferred from the early childhood
29 development and health fund to the state general fund on the effective date
30 of this act.

Notwithstanding Laws 2008, chapter 289, section 4, the sum of \$5,200,700 appropriated to the Arizona department of administration in fiscal year 2008-2009 from the capital outlay stabilization fund for the major maintenance and repair of Arizona department of administration state buildings reverts to the capital outlay stabilization fund on the effective date of this act and is appropriated from the capital outlay stabilization fund to the Arizona department of administration in fiscal year 2008-2009 for operating expenses.

1 Sec. 13. Supplemental appropriation; state mine inspector

2 In addition to the appropriation made by Laws 2007, chapter 255,
3 section 62, the sum of \$177,700 is appropriated from the aggregate mining
4 reclamation fund in fiscal year 2008-2009 to the state mine inspector.

5 Sec. 14. Supplemental appropriation; department of water
6 resources

7 In addition to the appropriation made by Laws 2007, chapter 255,
8 section 104, the sum of \$3,000,000 is appropriated from the Arizona water
9 banking fund in fiscal year 2008-2009 to the department of water resources to
10 offset a state general fund reduction.

11 Sec. 15. Supplemental appropriation; reduction; Arizona health
12 care cost containment system

13 A. In addition to the appropriation made by Laws 2008, chapter 285,
14 section 3, the sum of \$87,097,600 is appropriated from the state general fund
15 and \$136,245,400 in additional expenditure authority of federal monies is
16 appropriated in fiscal year 2008-2009 to the Arizona health care cost
17 containment system for acute and long-term care services.

18 B. The appropriation made to the Arizona health care cost containment
19 system in fiscal year 2008-2009 is reduced by \$9,148,100 from the tobacco tax
20 and health care fund - medically needy account, \$2,384,700 from the tobacco
21 products tax fund - emergency health services account and \$5,007,900 from the
22 tobacco products tax fund - proposition 204 protection account to account for
23 a shortfall in tobacco tax revenues.

24 Sec. 16. Supplemental appropriation; Arizona health care cost
25 containment system

26 In addition to the appropriation made by Laws 2008, chapter 285,
27 section 3, the sum of \$45,793,300 is appropriated from the state general fund
28 in fiscal year 2008-2009 to the Arizona health care cost containment system
29 for long-term care services.

30 Sec. 17. Supplemental appropriations; department of health
31 services

32 In addition to the appropriation made by Laws 2008, chapter 285,
33 section 9:

34 1. The sum of \$133,300 is appropriated from the Arizona state hospital
35 fund in fiscal year 2008-2009 to the department of health services for
36 supplemental funding for the Arizona state hospital.

37 2. The sum of \$500,000 is appropriated from the tobacco tax and health
38 care fund-medically needy account in fiscal year 2008-2009 to the department
39 of health services for behavioral health services.

40 3. The sum of \$11,050,300 is appropriated from the state general fund
41 and \$20,967,500 in additional expenditure authority of federal monies is
42 appropriated in fiscal year 2008-2009 to the department of health services
43 for behavioral health services.

1 Sec. 18. Supplemental appropriation; Arizona judiciary

2 In addition to the appropriation made by Laws 2008, chapter 285,
3 section 10, the sum of \$175,400 is appropriated from the judicial collection
4 enhancement fund in fiscal year 2008-2009 to the Arizona superior court to
5 offset a state general fund reduction.

6 Sec. 19. Supplemental appropriation; Arizona department of
7 environmental quality

8 In addition to the appropriation made by Laws 2007, chapter 255,
9 section 31, the sum of \$588,300 is appropriated from the air quality fund in
10 fiscal year 2008-2009 to the Arizona department of environmental quality to
11 offset a state general fund reduction to the hazardous waste program.

12 Sec. 20. Supplemental appropriation; Arizona state parks board

13 In addition to the appropriation made by Laws 2007, chapter 255,
14 section 72, the sum of \$2,241,000 is appropriated from the state parks
15 enhancement fund in fiscal year 2008-2009 to the Arizona state parks board
16 for the operation of state parks.

17 Sec. 21. Supplemental appropriation; Arizona pioneers' home

18 In addition to the appropriation made by Laws 2007, chapter 255,
19 section 76, the sum of \$24,000 is appropriated from the state charitable fund
20 in fiscal year 2008-2009 to the Arizona pioneers' home to offset a state
21 general fund reduction.

22 Sec. 22. Supplemental appropriation; board of cosmetology

23 In addition to the appropriation made by Laws 2007, chapter 255,
24 section 22, the sum of \$300,000 is appropriated from the state general fund
25 in fiscal year 2008-2009 to the board of cosmetology to offset a prior fund
26 transfer to the state general fund.

27 Sec. 23. Supplemental appropriation; office of the governor

28 In addition to the appropriation made by Laws 2007, chapter 255,
29 section 43, the sum of \$600,000 is appropriated from the state general fund
30 in fiscal year 2008-2009 to the office of the governor for leave payouts.

31 Sec. 24. Supplemental appropriation; governor's office of
32 strategic planning and budgeting

33 In addition to the appropriation made by Laws 2007, chapter 255,
34 section 44, the sum of \$250,000 is appropriated from the state general fund
35 in fiscal year 2008-2009 to the governor's office of strategic planning and
36 budgeting.

37 Sec. 25. Department of transportation; vehicle license tax;
38 additional transfer

39 In addition to the amounts specified in Laws 2008, chapter 285, section
40 25, notwithstanding any other law, \$2,333,300 received in fiscal year
41 2008-2009 pursuant to title 28, chapter 16, article 3, Arizona Revised
42 Statutes, relating to vehicle license tax, for distribution to the state
43 highway fund pursuant to section 28-6538, subsection A, paragraph 1, Arizona
44 Revised Statutes, shall be deposited in the state general fund.

1 Sec. 26. Department of transportation; expenditure reduction;
2 vehicle license tax; transfer; fiscal year 2008-2009

3 A. Notwithstanding any other law, on or before February 28, 2009, the
4 department of transportation shall reduce expenditures in amount of
5 \$21,001,800 from the state highway fund.

6 B. In addition to the amounts specified in Laws 2008, chapter 285,
7 section 25, notwithstanding any other law, \$21,001,800 received in fiscal
8 year 2008-2009 pursuant to title 28, chapter 16, article 3, Arizona Revised
9 Statutes, relating to vehicle license tax, for distribution to the state
10 highway fund pursuant to section 28-6538, subsection A, paragraph 1, Arizona
11 Revised Statutes, shall be deposited in the state general fund.

12 Sec. 27. Department of transportation; transfer of fund monies;
13 vehicle license tax; transfer; fiscal year 2008-2009

14 A. Notwithstanding any other law, on or before February 28, 2009, the
15 department of transportation shall transfer \$794,900 from the safety
16 enforcement and transportation infrastructure fund to the state highway fund.

17 B. In addition to the amounts specified in Laws 2008, chapter 285,
18 section 25, notwithstanding any other law, \$794,900 received in fiscal year
19 2008-2009 pursuant to title 28, chapter 16, article 3, Arizona Revised
20 Statutes, relating to vehicle license tax, for distribution to the state
21 highway fund pursuant to section 28-6538, subsection A, paragraph 1, Arizona
22 Revised Statutes, shall be deposited in the state general fund.

23 Sec. 28. Department of transportation; statewide transportation
24 acceleration needs account; reversion

25 Notwithstanding Laws 2006, chapter 344, section 48, of the \$245,000,000
26 appropriated from the state general fund for deposit in the statewide
27 transportation acceleration needs account of the state highway fund, the sum
28 of \$104,000,000 reverts to the state general fund on the effective date of
29 this act.

30 Sec. 29. Reductions and transfers; budget units; cash transfers

31 A. Notwithstanding any other law, in fiscal year 2008-2009 a budget
32 unit may request a cash transfer between its own funds from the state
33 comptroller to comply with a reduction or transfer required by this act.

34 B. Monies transferred pursuant to subsection A shall not be
35 transferred to or from a budget unit's general fund appropriation.

36 C. Before transferring any monies pursuant to subsection A, the
37 transfer must be reviewed by the joint legislative budget committee.

38 D. The state comptroller shall coordinate all activity with the
39 governor's office of strategic planning and budgeting and shall notify the
40 joint legislative budget committee staff of any cash transfers pursuant to
41 this section. The state comptroller shall file a final report on all
42 activities under this section with the joint legislative budget committee
43 staff and the governor's office of strategic planning and budgeting no later
44 than August 1, 2009.

APPROVED BY THE GOVERNOR JANUARY 31, 2009.

FILED IN THE OFFICE OF THE SECRETARY OF STATE FEBRUARY 2, 2009.